

## REMARKS

The present application contains claims 25, 28-36, and 39-45 which now stand rejected following the Official action mailed March 1, 2011. The claims, which remain as presented in applicants' prior response, distinguish over the art for the reasons given below. Applicants request reconsideration of the claims in view of the accompany remarks.

### **35 U.S.C. § 103(a) Rejection of Claims 25-27, 32, 34-38, 43 and 45-47**

Claims 25-27, 32, 34-38, 43, and 45-47 stand rejected under 35 U.S.C. § 103(a) as obvious over US Patent 6,134,243 in the name of Annie Jones et al. (hereinafter, "the Jones et al. patent"), in view of US Published Patent Application 2004/0006575 in the name of Mohammed Visharam et al. (hereinafter, the Visharam et al, published application). Applicants traverse the rejection.

As discussed in applicants' prior response, the Jones et al. patent recites a technique for processing media data (e.g., audio-visual files) by including data indicating the manner in which such data should undergo transmission. In particular, the Jones et al. patent suggests embedding such data in a hint track in the file.

With regard to the Jones et al. patent, the examiner acknowledges that this reference remains silent regarding applicant's feature of embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file. To supply this missing teaching, the examiner relies on the Visharam et al. published application to teach applicants' feature of embedding parameter information in the Session Data Protocol payload of the hint track. Applicants' disagree with the examiner's characterization of the Visharam et al. published application in several respects.

The portions of the Visharam et al. published application relied upon by the examiner teach the desirability of using a Supplemental Enhancement Information (SEI) message to carry **optional data** *not necessary for the decoding of data* (See Paragraph [0047] of the Visharam et al. published application). The SEI message does not constitute "parameter information." The Visharam et al. published application clearly distinguishes between parameter set information (see Paragraphs [0044]-[0046] of Visharam et al. published application) which appear necessary for

decoding and the SEI message which carries optional data. Thus, even if the Visharam et al. published application did store the SEI message in the Session Data Protocol payload of a hint track, Visharam et al. would not teach applicants' feature of *embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file.*

Further, applicants dispute the examiner's premise that the Visharam et al. published application teaches the storage of the SEI message in the Session Description Protocol (SDP) payload of the hint track of the file. The only mention of the term "SDP" in the Visharam et al. published application occurs at paragraph [0172] which provides:

In one embodiment, the capability of a decoder to provide any or all of the enhanced capabilities described in a SEI message is signaled by external means (e.g., Recommendation H.245 or SDP). Decoders that do not provide the enhanced capabilities may simply discard SEI messages.

This paragraph says nothing about storing the SEI message. Rather, the paragraph only describes signaling the decoder via the SDP to provide enhanced capabilities.

In addition to failing to teach the features of applicants' claims, the Visharam et al. published application teaches away from applicants' claimed feature of contemporaneously transmitting the parameter information and the video information. Rather, the Visharam et al. published application teaches completely the opposite, namely the separate transmission of the parameter and video information. In this regard, Claim 1 of the Visharam et al. published application clearly recites the separate storage of the parameter set metadata from the media data as well as the delayed transmission of the parameter set metadata from the media data. Further, , the specification of the Visharam et al. published application at paragraph [088] makes clear that the parameter set data remains decoupled from the media data, clearly contrary to the teachings of applicants' invention.

In summary, neither the Jones et al patent nor the Visharam et al. published application teach applicants' feature of *embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file.* Therefore, the combination of Jones et al. and Visharam et al. would not teach all of the features of applicants' claims, thereby rendering the examiner's rejection of the claims improper. Further, as discussed above, the Visharam et al. published application teaches away from **combined** the storage of the parameter information and the video information, thus teaching away from any combination with the Jones et al. patent.

For the reasons given above, applicants' claims 25-27, 32, 34-38, 43, and 45-47 patentably distinguish over the art of record. Applicants request withdrawal of the 35 U.S.C. § 103(a) rejection of these claims.

### **35 U.S.C. § 103(a) Rejection of Claims 28 and 39**

Claims 28 and 39 stand rejected under 35 U.S.C. § 103(a) as obvious over the Jones et al. patent, in view of the Visharam et al. published application, further in view of US Published Application 2005/0004968 in the name of Jari Mononen et al. (hereinafter, "the Mononen et al. published application"). In rejecting claims 28 and 39, the examiner contends that the combination of Jones et al. and Visharam et al. suggests applicants' features of embedding the parameter information, but fails to disclose encoding the parameter information in Multipurpose Internet Mail Extensions (MIME). To supply this missing teaching in Jones et al. and Visharam et al., the examiner relies on the Mononen et al. published application. Applicants traverse the rejection.

As discussed above, the combination of Jones et al. patent and Visharam et al. fail to suggest applicants' feature of embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file. Indeed, Visharam et al. teaches away from the **combined** storage of the parameter information and the video information and thus teaches away from any combination with Jones et al.

The Mononen et al. published application concerns a technique for sharing information among mobile terminals in a wireless network. An information server receives request from mobile terminals, each of which makes use of a special protocol to address the server.

The system architecture disclosed in the Mononen et al. published application admittedly makes use of MIME to define rules for labeling different types of transmissions. Further, the Mononen et al. published application makes use of the Session Initiation Protocol/Session Description Protocol (SIP/SDP) for instant messaging and rich call session control. However, the Monson et al. published application does not remedy the deficiencies of the Jones et al. patent and the Visharam published application. Like the Jones et al. patent and the Visharam published application, the Mononen et al. published application does not disclose or

suggest embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file, as recited in claims 25 and 36 from which claims 28 and 29 depend, respectively. Therefore, the combination of Jones et al., Visharam et al., and Mononen et al. fail to disclose or suggest all of the features of claims 28 and 39.

Given that the combination of Jones et al., Visharam et al., and Mononen et al. fail to teach all of the features of applicants' claims 28 and 39, these claims patentably distinguish over the art of record. Applicants request withdrawal of the 35 U.S.C. § 103(a) rejection of these claims.

### **35 U.S.C. § 103(a) Rejection of Claims 29-31, 33, 40-42 and 44**

Claims 29-31, 33, 40-42 and 44 stand rejected under 35 U.S.C. § 103(a) as obvious over the Jones et al. patent, in view of the Visharam et al. published application, further in view of the MPEG 2001/N4858 publication. In rejecting these claims, the examiner contends that the combination of Jones et al. and Visharam et al. teach everything recited in these claims except transmitting the parameter information out-of-band. For this teaching, the examiner relies on the MPEG 2001/N4858 publication. Applicants traverse this rejection.

As discussed above, the combination of the Jones et al. and Visharam et al. fail to applicants' feature of embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file. Indeed, Visharam et al. teaches away from the **combined** storage of the parameter information and the video information and thus teaches away from any combination with Jones et al.

The MPEG 2001/N4858 publication concerns storage of AVC (Advanced Video Coding) content for MPEG 4 files. In particular, the MPEG 2001/N4858 publication states in Section 3.14 that each slice undergoes decoding against a set of parameter values, which are presumably sent out of band or in stream.

The MPEG 2001/N4858 publication does not remedy the deficiency of the Jones et al. patent. Nowhere does the MPEG 2001/N4858 publication disclose or suggest embedding the parameter information in a Session Description Protocol (SDP) payload of a hint track of the file, as recited in claims 25 and 36 from which claims 29-31, and 33 and claims 40-42, and 44 depend, respectively. Thus, the combination of the Jones et al. patent, the Visharam et al. published application, and

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the MPEG 2001/N4858 publication does not disclose all of the features of claims 29-31, 33, 40-42 and 44. Accordingly, applicants request withdrawal of the 35 U.S.C. § 103(a) rejection of these claims.

## **Conclusion**

In view of the foregoing, applicants solicit entry of this amendment and allowance of the claims. If the Examiner cannot take such action, the Examiner should contact the applicant's attorney at (609) 734-6820 to arrange a mutually convenient date and time for a telephonic interview.

No fees are believed due with regard to this Amendment. Please charge any fee or credit any overpayment to Deposit Account No. **07-0832**.

Respectfully submitted,  
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